

1 THE HONORABLE RICARDO S. MARTINEZ  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

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10 TIMAERO IRELAND LIMITED,

Plaintiff,

11 v.  
12

13 THE BOEING COMPANY,

14 Defendant.  
15

No. 2:21-00488-RSM

**ORDER REGARDING FORM OF  
PRODUCTION OF  
ELECTRONICALLY STORED  
INFORMATION**

16 The Court has considered the parties' LCR 37 Joint Submission Regarding Form of  
17 Production of Electronically Stored Information ("Motion").  
18

The Motion is hereby GRANTED for good cause, and the Stipulated Agreement Regarding  
19 Discovery of Electronically Stored Information and Order ("ESI Protocol") entered in this matter  
20 on November 18, 2024 (Dkt. 160) is hereby amended as followed:  
21

(1) The existing Section C(4) is replaced with the following:

22 C.  
23

4. The following standards shall govern the collection, review, and production of ESI in  
24 this matter going forward:  
25

a. ESI will be produced to the requesting party with searchable text,  
26 in a load file compatible with Relativity (or litigation support platform designated

ORDER RE: FORM OF PRODUCTION OF  
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(NO. 2:21-00488-RSM)

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1 by the parties), preferably a text-delimited .dat file with the delimiters: Field  
 2 Separator ¶ or Code 020; Text Qualifier þ or Code 254; Substitute Carriage  
 Return or New Line ® or Code174.

3 b. Unless otherwise agreed to by the parties, files that are not easily  
 4 converted to image format, such as spreadsheet, database, presentation and  
 drawing files, may be produced in native format.  
 5

6 c. Each document image file shall be named with a unique number  
 7 (Bates Number). Production image file names should not be more than twenty  
 8 characters long or contain spaces. When a text-searchable image file is produced,  
 the producing party must preserve the integrity of the underlying ESI, *i.e.*, the  
 original formatting, the metadata (as noted below) and, where applicable, the  
 revision history.  
 9

10 d. If a document is more than one page, the unitization of the  
 11 document and any attachments and/or affixed notes shall be maintained as they  
 existed in the original document.  
 12

13 e. The parties shall produce their information in the following format:  
 14 single-page TIF images and associated multi-page text files containing extracted  
 15 text or OCR text for scanned documents with appropriate software load files  
 16 containing all information required by the litigation support system used by the  
 17 receiving party.  
 18

19 f. The full text of each electronic document shall be extracted  
 20 (“Extracted Text”) or obtained through Optical Character Recognition (“OCR”)  
 21 for scanned or hardcopy documents and produced in a text file. The Extracted  
 22 Text shall be provided in searchable ASCII text format (or Unicode text format if  
 23 the text is in a foreign language) and shall be named with a unique Bates Number  
 24 (*e.g.*, the unique Bates Number of the first page of the corresponding production  
 25 version of the document followed by its file extension).  
 26

27 g. All files must include the associated metadata listed in **Exhibit A**.  
 28 No party is required to manually populate such metadata fields, but for any hard  
 29 copy scanned, parties must ensure the custodian value reflects the custodial  
 30 source.  
 31

32 IT IS SO ORDERED.  
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 36 //

1 DATED: January 21, 2025  
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3 RICARDO S. MARTINEZ  
4 UNITED STATES DISTRICT JUDGE  
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7 Presented by:  
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